

Commonwealth of Virginia

PRIVATE SECURITY SERVICES ADVISORY BOARD

MARCH 22, 2005
Quarterly Meeting Minutes

Held at the Patrick Henry Hotel
Roanoke, Virginia

Call to Order:

At approximately 10:00 a.m., Chair Brent Fortner called the meeting to order for the Private Security Services Advisory Board (PSSAB)

Opening Remarks:

Chair Brent Fortner welcomed everyone to the meeting and thanked them for taking time to attend.

Attendees:

Chair Brent Fortner, Vice Chair Kevin Hodges, Secretary Christopher DiMartino, Deborah Aylward, Sean Creamer, Stephen Martin, Thomas Turner, Dennis VanDuzee and Mary Kay Wakefield.

Absent:

Deputy Chief James Cervera
Carl J. Fisher
Robert Shuster

Approval of Minutes:

Minutes for the December 15, 2004, meeting were reviewed. A motion was made by Mary Kay Wakefield and seconded by Thomas Turner to approve the minutes. Minutes were unanimously approved.

DCJS Report:

Ms. Hahn, Section Chief welcomed Steve Wade and Dale Gouldman from ASIS who have been meeting with Ms. Hahn and working on a collaborative project, the Policing and Private Security Partnership.

The private security section has two new staff members,

- Kim Freiburger from the Department of Professional and Occupational Regulation, as our Licensing and Training Manager. She is a former Board Administrator as well as an Investigator and the Assistant Director of Investigation. She has a wealth of experience in the training area as well as an Adjunct Professor. Ms. Freiburger will join our staff on March 25, 2005.
- Ramona Miller will join our staff on the 28th as a part-time fiscal specialist.
- Robbie Robertson is interested in becoming the Treasurer of the Crime Clinic.

- Lisa Hahn has been named the Secretary for the International Association of Security Regulators.
- Soon there will be no more trips to DMV for Photo ID cards. The section has selected I-dent A Card. The card will have a hologram and watermark. We are hoping to put out a registration card, as well as, a certification card and license. The section will hire an individual to handle the ID cards, as well as, a part-time person fingerprint processor.
- DCJS requested and received Federal Homeland Security Grant money for Terrorism training, have created the program and emailed the information to the training schools. DCJS will be holding the training from April until July 1, 2005. Every DCJS certified instructor could take the training, free of charge. They will leave the training with a complete resource manual and the PowerPoint so they can offer the program to other private security individuals. Instructors who take the Terrorism Training will receive credit for their Instructor In-Service Training without submitting a waiver. The information is posted on our website.
- The Emergency Bail Bondsmen Regulations are at the Governor's office. As soon as the Regulations are signed, DCJS will be accepting applications as of May 1, 2005, for Bail Bondsmen. The effective date for the Bail Bondsmen will be July 1, 2005. The fee is \$900 for two years. It is a license. The Bail Bondsmen will submit fingerprints and attend a 24-hour training for all Bail Bondsmen, no grand-fathering of licensing requirements. There are Surety Bail Bondsmen and Property Bail Bondsmen. The Surety Bail Bondsmen are already in the club with the State Corporation Commission, they are backed by insurance and have to have a P & C License, take a National, standardized examination, plus the 24-hours DCJS required training. If armed, the Bail Bondsmen must take the 16 -hour DCJS firearm training.
- Bail Recovery Agents come under DCJS as of October 1, 2005. The committee is being developed to formulate the regulations for the Bail Recovery Agents.
- As of July 1, 2005, the PSSAB will have a new board position, Bail Bondsmen. The memo was sent to the industry on Friday, March 18, 2005. There will also be four additional vacancies on the PSSAB. Mary Kay Wakefield will be going off the Board, as well as Rob Shuster. Brent Fortner's position, as well as Carl Fisher's is the private security business vacancies. Both Brent Fortner and Carl Fisher are eligible for re-appointment to the Board.
- The Governor has signed off on the initiatives that the Secure Virginia Panel approved:
 1. A two-hour private security orientation that is mandated for the basic law enforcement academies. DCJS would like to contract

with a private advertising firm to do a professional video of the private security industry that could be used for many purposes and would explain the private security industry. We do have a video about Operation Cooperation that talks about private security and law enforcement and how they can work together.

2. Ms Hahn attended a meeting regarding the Fusion Center and Bulletin Board. This is a new building at Virginia State Police that will house all the intelligence information that will come through the State Police. Private security will be included in the Bulletin Board. The Compliance Agent's from private security businesses can take a full day training to tap into the bulletin board. The Bulletin Board is set up in tiers of different clearance levels depending on our "need to know" and their "need to have assistance" in a particular area or state would determine which level information would be disseminated to private security businesses' compliance agents.

Private Security will have clearance a seat at the table in the Fusion Center in case of a National or State emergency.

- Burt Walker is working on the detector canine regulations and Lisa McGee will be putting out the Notice of Intended Regulatory Action within the next few weeks.
- DCJS will be moving to the 9th Street Office Building during the first two weeks of June 2005. DCJS will be in this location for approximately one-year, and then move, possibly to the Washington Building. The Governor's Cabinet will be relocated from the 9th Street Office Building to the Old State Library.
- Burt Walker reported on a security officer who did the job right. A 28-year old security officer with Old Dominion Security in Hampton, Virginia was on duty at a Food Lion on March 14, 2005 when a masked gunman came in, jumped the counter and attempted to rob the store. The security officer took cover, drew his weapon. The masked gunman pointed his weapon at the security officer and pulled the trigger. The weapon malfunctioned. The security officer held his fire because the cashier was still behind the counter. When the weapon malfunctioned, the cashier fled. The masked gunman pointed the weapon at the security officer. The security officer fired at the center of the mass that he could see. That was the gunman's head. With one shot the security officer critically wounded the suspect.

The security officer was exonerated by the Commonwealth Attorney's Office as a good shooting. An investigation following this incident revealed that there had been a number of armed robberies involving two people at a number of Food Lion and other stores in that area. Through

the actions of this security officer, the investigation led to the other suspect who had been accompanying this individual and performing armed robberies.

Old Dominion Security took the right approach by calling DCJS immediately, we talked about and got the security officer to the police department where they recommended a psychologist to assist the officer with any emotional problems he may suffer as a result of this shooting.

- The Virginia ABC Board has had a problem with people working security in bars and nightspots that are not licensed, not registered and are not employees of the establishment. DCJS has done a lot of training with the ABC Agents in recognizing private security officers and enforcing the regulations and the Code of Virginia. Lisa Hahn and Burt Walker put together a letter to the licensees of these establishments explaining that they either had to make these security officers employees of their establishment or, the security officer had to be licensed as a private security business or the establishments would have to contract with a private security business. ABC is now sending this letter to applicants for licensing and including the information in any licensing training for people who have already been licensed.

Committee Reports:

Training Committee

Mr. Martin reported that the committee met March 9, 2005 in Harrisonburg. The minutes from the December 15, 2004 meeting were approved. Carl Fisher will be putting the Security Rifle Course up for public comment at the next PSSAB meeting.

Mary Kay Wakefield made a motion to accept the Minutes of the Training Committee December 15, 2004 meeting. Dennis VanDuzee made a second. The motion carried.

Commonwealth Preparedness Committee

Sean Creamer reported on the gang problem in Virginia. The Shenandoah Valley area is the hotspot. Over the past four months Mr. Creamer met with the International Police Association in France, spent a couple days with the French Police and the German Police looking at how they are integrating security in public transportation systems and how they are training their security in conjunction with the police department. The committee met with the Harrisonburg Police Department on February 17, 2005 where they have instituted a full-time gang taskforce to deal with the known thirteen or so gangs in the area including the dangerous gang MS13. These police taskforces want private security to feed them information on what is taking place with these gangs.

Legislative Committee

Mary Kay Wakefield reported that in a previous meeting, the PSSAB agreed to endorse a bill that the Virginia Burglar Alarm Association wanted to take to the General Assembly.

The Bill was to close a loophole that would require CCTV to be included in electronic security equipment, which had been the intent all along but has caused some litigation issues. The Bill, SB 1346 was passed in both houses. The Board owes George Haudricourt, Burt Walker and Lisa McGee many thanks for their hard work. There were two other bills that were of interest to private security, SB1013 regarding Special Conservators of the Peace. Clarifying issues for private entities that employ Special Conservators of the Peace. And, HB2729 regarding FIOA that exempts from mandatory disclosure from active investigations that are being conducted by the department.

Harold McCann Award Committee

Steve Martin reported that the Harold McCann Award Nomination forms are on the DCJS website and the deadline is probably going to be June 1, 2005. If you have someone you want to nominate, please get the form off the website.

UNFINISHED BUSINESS:

None

NEW BUSINESS:

The next PSSAB meeting is scheduled for June 28, 2005, the location is to be determined.

Public Comment:

John Kochensparger announced the upcoming Virginia Burglar Alarm Association Convention in April 27, 28 & 29, 2005. April 27, 2005 is the golf day. April 28, 2005 is the convention day and April 29, 2005 is a training day.

Mr. Kochensparger and Carl Fisher have been discussing amending the regulations to allow a separate training course for electronic security compliance agents, online only.

Adjournment:

There being no further business to come before the Board, the meeting was adjourned.

Public Attendees:

George Haudricourt
Connie Higginbotham
Mike Okins
Richard Tryee
Sam Witty
Joe Annavino
Dalton Rickie
John Kochensparger
Judith M. Daniel
Larry R. Daniel

Clyde Sparks
Randy Dixon
Dale Gouldman
Steve Wade
Lynn Thomas
John H. Frazer

Private Security Services Advisory Board
Training Committee Meeting Minutes
10:00 a.m. – March 9, 2005
Held at U.S. Training & Development Center
Harrisonburg, Virginia

At approximately 10:15 a.m. the meeting was called to order by Chairperson Steve Martin. Those present at the meeting:

Guests

Harry Merchant
James Rowe

DCJS Representation

Burton T. Walker

PSSAB Members

Steve Martin

Minutes from the December 15, 2004 meeting was read. Motion made by Jim Rowe; seconded by Harry Merchant. Motion was approved.

In unfinished business, the issue that was brought forth in the December 15, 2004 meeting by Thomas Turner in reference to the revolver and semi-automatic firearms training course was discussed. After discussion by those present, Mr. Walker advised course should stay as is and adjustments can be made by the instructor on the course (range) as long as it is fired in safety purposes.

In new business Mr. Walker advised the Security Officer Entry-level training and the Conservator of the Peace Entry-level training need to be taught as separate training.

Mr. Walker advised the Rules & Regulations should be posted on the DCJS website by the later part of March or early April 2005 for review by the security industry. He advised suggestion for changes can be submitted at any time to them.

Mr. Martin advised that the Security Rifle Course will be offered for public comment by Carl Fisher at the March 22, 2005 Private Security Services Advisory Board meeting and Mr. Fisher will be discussing the draft memo sent to the Criminal Justice Services Board concerning the current handgun qualification courses.

In public comment, Mr. Walker discussed related subjects of interest that DCJS is looking at implementing in the near future.

There being no further business, motion was made by Jim Rowe; seconded by Harry Merchant for adjournment. Motion was approved and meeting was adjourned at 10:55 a.m.